IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.11231 of 2008

CHANDESHWAR DAS & ORS.
Versus
THE STATE OF BIHAR

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3. 14.5.2008 This matter has been brought under the heading "To Be Mentioned" at the instance of the learned counsel for the petitioners.

The learned counsel for the petitioners points out that in the second paragraph of the order dated 29.4.2008, Babubarhi P.S. Case No.13 of 2003 has wrongly been typed instead of "13 of 2008". Accordingly, "Babubarhi P.S. Case No.13 of 2008" should be read instead of "13 of 2003".

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Learned counsel further points out that in the last paragraph of the said order although bail was granted in favour of all the petitioners, but the names of petitioner no.4 Ghuran Das and petitioner no.5 Hira Devi have been left out to be mentioned.

Accordingly, let petitioner no.4 Ghuran Das and petitioner no.5 Hira Devi, in the event of their arrest or surrender within a period of four weeks from today, be also released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Madhubani in connection with Babubarhi P.S. Case No.13 of 2008, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Further, in the order dated 29.4.2008, the petitioners,

namely, Chandeshwar Das, Aruna Devi and Kapileshwar Yadav were directed to be released in the event of their arrest or surrender within a period of four weeks. However, on account of above typing mistakes pointed out in the order dated 29.4.2008 they could not surrender.

Accordingly, in view of the above submissions, let all the petitioners, i.e., petitioners no.1 to 5, namely, Chandeshwar Das, Aruna Devi, Kapileshwar Yadav, Ghuran Das and Hira Devi, in the event of their arrest or surrender within a period of four weeks from today in connection with Babubarhi P.S. Case No.13 of 2008, be enlarged on bail in terms of the order dated 29.4.2008 read with the order dated 14.5.2008.

The order dated 29.4.2008 is, accordingly, modified to the above extent.

The order dated 14.5.2008 be communicated through Fax on the requisite fees being deposited within the stipulated time.

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PNM **(Shailesh Kumar Sinha, J.)**